General Assembly

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Sixty-third session
Agenda item 65

Resolution adopted by the General Assembly

[*without reference to a Main Committee (A/63/L.48 and Add.1)*]

63/138. Safety and security of humanitarian personnel and protection of United Nations personnel

The General Assembly,

Reaffirming its resolution 46/182 of 19 December 1991 on strengthening of the coordination of humanitarian emergency assistance of the United Nations,

Recalling all relevant resolutions on safety and security of humanitarian personnel and protection of United Nations personnel, including its resolution 62/95 of 17 December 2007, as well as Security Council resolution 1502 (2003) of 26 August 2003 and relevant statements by the President of the Council,

Recalling also all Security Council resolutions and presidential statements and reports of the Secretary-General to the Council on the protection of civilians in armed conflict,

Recalling further all relevant provisions of international law, including international humanitarian law and human rights law, as well as all relevant treaties,[1]

Reaffirming the need to promote and ensure respect for the principles and rules of international law, including international humanitarian law,

Reaffirming also the principles of neutrality, humanity, impartiality and independence for the provision of humanitarian assistance,

Recalling that primary responsibility under international law for the security and protection of humanitarian personnel and United Nations and associated personnel lies with the Government hosting a United Nations operation conducted

[1] They include, notably, the Convention on the Privileges and Immunities of the United Nations of 13 February 1946, the Convention on the Privileges and Immunities of the Specialized Agencies of 21 November 1947, the Convention on the Safety of United Nations and Associated Personnel of 9 December 1994, the Optional Protocol to the Convention on the Safety of United Nations and Associated Personnel of 8 December 2005 (not yet in force), the Geneva Convention relative to the Protection of Civilian Persons in Time of War of 12 August 1949 and the Additional Protocols to the Geneva Conventions of 8 June 1977, and Amended Protocol II of 3 May 1996 to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects of 10 October 1980.

under the Charter of the United Nations or its agreements with relevant organizations,

Expressing its appreciation to those Governments which respect the internationally agreed principles on the protection of humanitarian and United Nations personnel, while expressing concern over the lack of respect for these principles in some areas,

Urging all parties involved in armed conflicts, in compliance with international humanitarian law, in particular their obligations under the Geneva Conventions of 12 August 1949[2] and the obligations applicable to them under the Additional Protocols thereto, of 8 June 1977,[3] to ensure the security and protection of all humanitarian personnel and United Nations and associated personnel,

Welcoming the fact that the number of States parties to the Convention on the Safety of United Nations and Associated Personnel,[4] which entered into force on 15 January 1999, has continued to rise, the number now having reached eighty-six, mindful of the need to promote universality of the Convention, and recalling with appreciation the adoption of the Optional Protocol to the Convention on the Safety of United Nations and Associated Personnel,[5] which expands the scope of legal protection under the Convention,

Deeply concerned by the dangers and security risks faced by humanitarian personnel and United Nations and associated personnel at the field level, as they operate in increasingly complex contexts, as well as the continuous erosion, in many cases, of respect for the principles and rules of international law, in particular international humanitarian law,

Stressing the importance of fully respecting the obligations relating to the use of vehicles and premises of humanitarian personnel and United Nations and associated personnel as defined by relevant international instruments, as well as the obligations relating to distinctive emblems recognized in the Geneva Conventions,

Commending the courage and commitment of those who take part in humanitarian operations, often at great personal risk, especially locally recruited staff,

Expressing profound regret at the deaths of and violent acts against international and national humanitarian personnel and United Nations and associated personnel involved in the provision of humanitarian assistance, and strongly deploring the rising toll of casualties among such personnel in complex humanitarian emergencies, in particular in armed conflicts and in post-conflict situations,

Strongly condemning acts of murder and other forms of violence, rape and sexual assault and all forms of violence committed in particular against women and children, and intimidation, armed robbery, abduction, hostage-taking, kidnapping, harassment and illegal arrest and detention to which those participating in humanitarian operations are increasingly exposed, as well as attacks on humanitarian convoys and acts of destruction and looting of property,

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[2] United Nations, *Treaty Series*, vol. 75, Nos. 970–973.

[3] Ibid., vol. 1125, Nos. 17512 and 17513.

[4] Ibid., vol. 2051, No. 35457.

[5] Resolution 60/42, annex.

Expressing deep concern that the occurrence of attacks and threats against humanitarian personnel and United Nations and associated personnel is a factor that increasingly restricts the provision of assistance and protection to populations in need,

Noting the establishment by the Secretary-General of the Independent Panel on Safety and Security of United Nations Personnel and Premises Worldwide, and looking forward to the report of the Secretary-General on all its aspects and recommendations, including on accountability, to be submitted for the consideration of the General Assembly at its sixty-third session,

Affirming the need for States to ensure that perpetrators of attacks committed on their territory against humanitarian personnel and United Nations and associated personnel do not operate with impunity, and that the perpetrators of such acts are brought to justice as provided for by national laws and obligations under international law,

Recalling the inclusion of attacks intentionally directed against personnel involved in a humanitarian assistance or peacekeeping mission in accordance with the Charter as a war crime in the Rome Statute of the International Criminal Court,[6] and noting the role that the Court can play in appropriate cases in bringing to justice those responsible for serious violations of international humanitarian law,

Reaffirming the need to ensure adequate levels of safety and security for United Nations personnel and associated humanitarian personnel, including locally recruited staff, which constitutes an underlying duty of the Organization, and mindful of the need to promote and enhance the security consciousness within the organizational culture of the United Nations and a culture of accountability at all levels, as well as to continue to promote awareness of and sensitivity to national and local cultures and laws,

Noting the importance of reinforcing the close collaboration between the United Nations and the host country on contingency planning, information exchange and risk assessment in the context of good mutual cooperation on issues relating to the security of United Nations and associated personnel,

1. *Welcomes* the report of the Secretary-General;[7]

2. *Urges* all States to make every effort to ensure the full and effective implementation of the relevant principles and rules of international law, including international humanitarian law, human rights law and refugee law related to the safety and security of humanitarian personnel and United Nations personnel;

3. *Strongly urges* all States to take the necessary measures to ensure the safety and security of humanitarian personnel and United Nations and associated personnel and to respect and ensure respect for the inviolability of United Nations premises, which are essential to the continuation and successful implementation of United Nations operations;

4. *Calls upon* all Governments and parties in complex humanitarian emergencies, in particular in armed conflicts and in post-conflict situations, in countries in which humanitarian personnel are operating, in conformity with the relevant provisions of international law and national laws, to cooperate fully with

[6] United Nations, *Treaty Series*, vol. 2187, No. 38544.

[7] A/63/305 and Corr.1.

the United Nations and other humanitarian agencies and organizations and to ensure the safe and unhindered access of humanitarian personnel and delivery of supplies and equipment, in order to allow those personnel to perform efficiently their task of assisting the affected civilian population, including refugees and internally displaced persons;

5. *Calls upon* all States to consider becoming parties to and to respect fully their obligations under the relevant international instruments;

6. *Also calls upon* all States to consider becoming parties to the Rome Statute of the International Criminal Court;[6]

7. *Further calls upon* all States to consider becoming parties to the Optional Protocol to the Convention on the Safety of United Nations and Associated Personnel[5] as soon as possible so as to ensure its rapid entry into force, and urges States parties to put in place appropriate national legislation, as necessary, to enable its effective implementation;

8. *Calls upon* all States, all parties involved in armed conflict and all humanitarian actors to respect the principles of neutrality, humanity, impartiality and independence for the provision of humanitarian assistance;

9. *Expresses deep concern* that, over the past decade, threats and attacks against the safety and security of humanitarian personnel and United Nations and associated personnel have escalated dramatically and that perpetrators of acts of violence seemingly operate with impunity;

10. *Strongly condemns* all threats and acts of violence against humanitarian personnel and United Nations and associated personnel, reaffirms the need to hold accountable those responsible for such acts, strongly urges all States to take stronger action to ensure that any such acts committed on their territory are investigated fully and to ensure that the perpetrators of such acts are brought to justice in accordance with national laws and obligations under international law, and urges States to end impunity for such acts;

11. *Calls upon* all States to comply fully with their obligations under international humanitarian law, including as provided by the Geneva Convention relative to the Protection of Civilian Persons in Time of War, of 12 August 1949,[8] in order to respect and protect all humanitarian personnel in territories subject to their jurisdiction;

12. *Also calls upon* all States to provide adequate and prompt information in the event of the arrest or detention of humanitarian personnel or United Nations and associated personnel, so as to afford them the necessary medical assistance and to allow independent medical teams to visit and examine the health of those detained, and urges them to take the necessary measures to ensure the speedy release of those who have been arrested or detained in violation of the relevant conventions referred to in the present resolution and applicable international humanitarian law;

13. *Calls upon* all other parties involved in armed conflicts to refrain from abducting humanitarian personnel or United Nations and associated personnel or detaining them in violation of the relevant conventions referred to in the present resolution and applicable international humanitarian law, and speedily to release, without harm or requirement of concession, any abductee or detainee;

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[8] United Nations, *Treaty Series*, vol. 75, No. 973.

14. *Requests* the Secretary-General to take the necessary measures to ensure full respect for the human rights, privileges and immunities of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation, and also requests the Secretary-General to seek the inclusion, in negotiations of headquarters and other mission agreements concerning United Nations and associated personnel, of the applicable conditions contained in the Convention on the Privileges and Immunities of the United Nations, [9] the Convention on the Privileges and Immunities of the Specialized Agencies[10] and the Convention on the Safety of United Nations and Associated Personnel;[4]

15. *Recommends* that the Secretary-General continue to seek the inclusion of, and that host countries include, key provisions of the Convention on the Safety of United Nations and Associated Personnel, among others, those regarding the prevention of attacks against members of the operation, the establishment of such attacks as crimes punishable by law and the prosecution or extradition of offenders, in future as well as, if necessary, in existing status-of-forces, status-of-mission, host country and other related agreements negotiated between the United Nations and those countries, mindful of the importance of the timely conclusion of such agreements, and encourages further efforts in this regard;

16. *Reaffirms* the obligation of all humanitarian personnel and United Nations and associated personnel to respect and, where required, observe the national laws of the country in which they are operating, in accordance with international law and the Charter of the United Nations;

17. *Stresses* the importance of ensuring that humanitarian personnel and United Nations and associated personnel remain sensitive to national and local customs and traditions in their countries of assignment and communicate clearly their purpose and objectives to local populations;

18. *Welcomes* ongoing efforts to promote and enhance security consciousness within the organizational culture of the United Nations system, and urges the Secretary-General to continue to intensify such efforts at all levels of leadership and staff, including by reviewing and further improving, in accordance with established procedures, the unified security management system, as well as by disseminating and ensuring the implementation of security procedures and regulations and ensuring accountability at all levels, and in this regard recognizes the important work of the Department of Safety and Security of the Secretariat;

19. *Takes note* of the report entitled "Towards a Culture of Security and Accountability" of the Independent Panel on Safety and Security of United Nations Personnel and Premises Worldwide, [11] and looks forward to the report of the Secretary-General on measures to follow up on the Panel's recommendations and on the independent process on the issue of accountability, to be submitted for the consideration of the relevant Main Committee of the General Assembly during the sixty-third session;

20. *Emphasizes* the importance of paying special attention to the safety and security of United Nations and associated personnel engaged in United Nations peacekeeping and peacebuilding operations;

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[9] Resolution 22 A (I).

[10] Resolution 179 (II).

[11] Available from www.un.org/News/dh/infocus/terrorism/PanelOnSafetyReport.pdf.

21. *Also emphasizes* the need to pay particular attention to the safety and security of locally recruited humanitarian personnel, who are particularly vulnerable to attacks and who account for the majority of casualties and cases of harassment and unlawful detention, requests the Secretary-General to keep under review the relevant internal United Nations policy, operational and administrative arrangements that can contribute to providing locally recruited personnel with adequate safety and security, and calls upon humanitarian organizations to ensure that their staff are adequately informed about and trained in their respective organization's relevant security measures, plans and initiatives, which should be in line with applicable national laws and international law;

22. *Requests* the Secretary-General to continue to take the necessary measures to ensure that United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation are properly informed about and operate in conformity with the minimum operating security standards and relevant codes of conduct and are properly informed about the conditions under which they are called upon to operate and the standards that they are required to meet, including those contained in relevant national laws and international law, and that adequate training in security, human rights law and international humanitarian law is provided so as to enhance their security and effectiveness in accomplishing their functions, and reaffirms the necessity for all other humanitarian organizations to provide their personnel with similar support;

23. *Welcomes* the ongoing efforts of the Secretary-General and stresses the need to ensure that all United Nations staff members receive adequate security training, including training to enhance cultural awareness, prior to their deployment to the field, as well as the need to attach a high priority to stress management training and related counselling services for United Nations staff throughout the system, and reaffirms the necessity for all other humanitarian organizations to provide their personnel with similar support;

24. *Emphasizes* the importance of information on the range and scope of security incidents involving humanitarian personnel and United Nations and associated personnel, including attacks against them, to clarify their operating environment;

25. *Welcomes* the ongoing efforts of the Secretary-General to further enhance the security management system of the United Nations, and in this regard invites the United Nations and, as appropriate, other humanitarian organizations, working closely with host States, to further strengthen the analysis of threats to their safety and security in order to manage security risks by facilitating informed decisions on the maintenance of an effective presence in the field, inter alia, to fulfil their humanitarian mandate;

26. *Also welcomes* the work of the Secretary-General in enhancing security collaboration with host Governments for the purpose of contributing to staff safety and security, including efforts to support United Nations designated officials with regard to collaboration with host Government authorities;

27. *Calls upon* all relevant actors to make every effort in their public statements to support a favourable environment for the safety and security of humanitarian personnel;

28. *Stresses* that the effective functioning at the country level of security operations requires a unified capacity for policy, standards, coordination, communication, compliance and threat and risk assessment, and notes the benefits

thereof to United Nations and associated personnel, including those achieved by the Department of Safety and Security since its establishment;

29. *Requests* the Secretary-General, inter alia, through the Inter-Agency Security Management Network, to continue to promote increased cooperation and collaboration among United Nations departments, organizations, funds and programmes and affiliated international organizations, including between their headquarters and field offices, in the planning and implementation of measures aimed at improving staff security, training and awareness, and calls upon all relevant United Nations departments, organizations, funds and programmes and affiliated international organizations to support those efforts;

30. *Recognizes* the steps taken by the Secretary-General thus far, as well as the need for continued efforts to enhance coordination and cooperation, both at the headquarters and the field levels, between the United Nations and other humanitarian and non-governmental organizations on matters relating to the safety and security of humanitarian personnel and United Nations and associated personnel, with a view to addressing mutual security concerns in the field, taking into account relevant national and local initiatives in this regard, inter alia, those derived from the "Saving Lives Together" framework, encourages collaborative initiatives to address security training needs, invites Member States to consider increasing support to those initiatives, and requests the Secretary-General to report on steps taken in this regard;

31. *Underlines* the need to allocate adequate and predictable resources to the safety and security of United Nations personnel, including through the consolidated appeals process, and encourages all States to contribute to the Trust Fund for Security of Staff Members of the United Nations System, inter alia, with a view to reinforcing the efforts of the Department of Safety and Security for the safety and security of personnel working in emergency and humanitarian operations;

32. *Also underlines* the need for better coordination between the United Nations and host Governments, in accordance with the relevant provisions of international law and national laws, on the use and deployment of essential equipment required to provide for the safety and security of United Nations personnel and associated personnel working in the delivery of humanitarian assistance by United Nations organizations;

33. *Recalls* the essential role of telecommunication resources in facilitating the safety of humanitarian personnel and United Nations and associated personnel, calls upon States to consider acceding to or ratifying the Tampere Convention on the Provision of Telecommunication Resources for Disaster Mitigation and Relief Operations of 18 June 1998, which entered into force on 8 January 2005,[12] and urges them to facilitate and expedite, consistent with their national laws and international obligations applicable to them, the use of communications equipment in such operations, inter alia, by limiting and, whenever possible, expeditiously lifting the restrictions placed on the use of communications equipment by United Nations and associated personnel;

[12] United Nations, *Treaty Series*, vol. 2296, No. 40906.

34. *Requests* the Secretary-General to submit to the General Assembly at its sixty-fourth session a comprehensive and updated report on the safety and security of humanitarian personnel and protection of United Nations personnel and on the implementation of the present resolution.

68th plenary meeting
11 December 2008

Resilience of Nations and Communities to Disasters,[5] including by providing adequate resources for disaster risk reduction, including disaster preparedness,

Emphasizing that enhancing international cooperation on emergency humanitarian assistance is essential, and reaffirming its resolution 63/141 of 11 December 2008 on international cooperation on humanitarian assistance in the field of natural disasters,

Noting with grave concern that violence, including gender-based violence, including sexual violence, and violence against children, continues to be deliberately directed against civilian populations in many emergency situations,

Condemning the increasing number of deliberate violent attacks against humanitarian personnel and facilities and the negative implications for the provision of humanitarian assistance to populations in need,

Paying tribute to all humanitarian personnel, including United Nations and associated personnel, who have worked to promote the humanitarian cause, as well as to those who have perished in the cause of duty,

Recognizing that building national and local preparedness and response capacity is critical to a more predictable and effective response,

Noting with appreciation the efforts made by the United Nations to improve humanitarian response, including by strengthening humanitarian response capacities, improving humanitarian coordination, enhancing predictable and adequate funding and strengthening accountability to all stakeholders,

Recognizing that in strengthening the coordination of humanitarian assistance in the field, United Nations organizations should continue to work in close coordination with national Governments,

1. *Takes note* of the outcome of the eleventh humanitarian affairs segment of the Economic and Social Council at its substantive session of 2008;[6]

2. *Requests* the Emergency Relief Coordinator to continue his efforts to strengthen the coordination of humanitarian assistance, and calls upon relevant United Nations and other relevant intergovernmental organizations, as well as other humanitarian and relevant development actors, to continue to work with the Office for the Coordination of Humanitarian Affairs of the Secretariat to enhance the coordination, effectiveness and efficiency of humanitarian assistance;

3. *Calls upon* the relevant organizations of the United Nations system and, as appropriate, other relevant humanitarian actors, to continue efforts to improve the humanitarian response to natural and man-made disasters and complex emergencies by further strengthening the humanitarian response capacities at all levels, by continuing to strengthen the coordination of humanitarian assistance at the field level, including with national authorities of the affected State, as appropriate, and by further enhancing transparency, performance and accountability;

4. *Recognizes* the benefits of engagement and coordination with relevant humanitarian actors to the effectiveness of humanitarian response, and encourages the United Nations to continue to pursue efforts to strengthen partnerships at the global level with the International Red Cross and Red Crescent Movement, relevant

[5] A/CONF.206/6 and Corr.1, chap. I, resolution 2.

[6] See A/63/3, chap. VII. For the final text, see *Official Records of the General Assembly, Sixty-third Session, Supplement No. 3*.

humanitarian non-governmental organizations and other participants in the Inter-Agency Standing Committee;

5. *Requests* the Secretary-General to strengthen the support provided to United Nations resident/humanitarian coordinators and to United Nations country teams, including through the provision of necessary training, the identification of resources and by improving the identification of and selection process for United Nations resident/humanitarian coordinators;

6. *Reaffirms* the importance of implementing the Hyogo Framework for Action 2005–2015: Building the Resilience of Nations and Communities to Disasters,[5] and calls upon national Governments and the international community to increase resources towards disaster risk reduction measures, including for preparedness for effective response and contingency planning;

7. *Encourages* the international community, including relevant United Nations organizations and the International Federation of Red Cross and Red Crescent Societies, to support efforts of Member States aimed at strengthening their capacity to prepare for and respond to disasters and to support efforts, as appropriate, to strengthen systems for identifying and monitoring disaster risk, including vulnerability and natural hazards;

8. *Recognizes* the importance of the work of international and, as appropriate, regional organizations in supporting State efforts to improve international cooperation in disaster response, and encourages Member States and, where applicable, regional organizations to strengthen operational and legal frameworks for international disaster relief, taking into account, as appropriate, the Guidelines for the Domestic Facilitation and Regulation of International Disaster Relief and Initial Recovery Assistance, adopted at the Thirtieth International Conference of the Red Cross and Red Crescent, held in Geneva from 26 to 30 November 2007;

9. *Urges* Member States, the United Nations and other relevant organizations to take further steps to provide coordinated emergency response to food and nutrition needs of affected populations, while aiming to ensure that these measures are supportive of national strategies and programmes aimed at improving food security;

10. *Encourages* States to create an enabling environment for the capacity-building of local authorities and national and local non-governmental and community-based organizations in order to ensure better preparedness in providing humanitarian assistance;

11. *Encourages* efforts to enhance cooperation and coordination of United Nations humanitarian entities, other relevant humanitarian organizations and donor countries with the affected State, with a view to planning and delivering emergency humanitarian assistance in ways that are supportive of early recovery as well as sustainable rehabilitation and reconstruction efforts;

12. *Also encourages* efforts to provide education in emergencies, including in order to contribute to a smooth transition from relief to development;

13. *Calls upon* relevant United Nations organizations to support the improvements of the consolidated appeals process, inter alia, by engaging in the preparation of needs analysis and common humanitarian action plans, in order to further the development of the process as an instrument for United Nations strategic planning and prioritization, and by involving other relevant humanitarian organizations in the process, while reiterating that consolidated appeals are prepared in consultation with affected States;

14. *Calls upon* United Nations humanitarian organizations, in consultation with Member States, as appropriate, to strengthen the evidence base for humanitarian assistance by further developing common mechanisms to improve the quality, transparency and reliability of humanitarian needs assessments, to assess their performance in assistance and to ensure the most effective use of humanitarian resources by these organizations;

15. *Calls upon* donors to provide adequate, timely, predictable and flexible resources based on and in proportion to assessed needs, including for underfunded emergencies, and encourages efforts to adhere to the principles of Good Humanitarian Donorship;[7]

16. *Welcomes* the important achievements made by the Central Emergency Response Fund in ensuring a more timely and predictable response to humanitarian emergencies, and stresses the importance of addressing the findings and recommendations contained in the report on the Central Emergency Response Fund,[2] in order to ensure that the resources are used in the most efficient, effective and transparent manner possible;

17. *Calls upon* all Member States and invites the private sector and all concerned individuals and institutions to consider increasing voluntary contributions to the Central Emergency Response Fund, and emphasizes that contributions should be additional to current commitments to humanitarian programming and not to the detriment of resources made available for international cooperation for development;

18. *Requests* the Secretary-General to commission an independent comprehensive review of the activities of the Central Emergency Response Fund, including the ability to meet its objectives, its administration, the needs assessment process and criteria for resource allocations, at the end of its fifth year of operation, and to submit a report on its findings and recommendations to the General Assembly at its sixty-sixth session;

19. *Invites* Member States, the private sector and all concerned individuals and institutions to consider voluntary contributions to other humanitarian funding mechanisms;

20. *Reiterates* that the Office for the Coordination of Humanitarian Affairs should benefit from adequate and more predictable funding;

21. *Reaffirms* the obligation of all States and parties to an armed conflict to protect civilians in armed conflicts in accordance with international humanitarian law, and invites States to promote a culture of protection, taking into account the particular needs of women, children, older persons and persons with disabilities;

22. *Calls upon* States to adopt preventive measures and effective responses to acts of violence committed against civilian populations in armed conflicts and to ensure that those responsible are promptly brought to justice, as provided for by national law and obligations under international law;

23. *Urges* all Member States to address gender-based violence in humanitarian emergencies and to ensure that their laws and institutions are adequate to prevent, promptly investigate and prosecute acts of gender-based violence, and calls upon States, the United Nations and all relevant humanitarian organizations to improve coordination, harmonize response and strengthen capacity in support services to victims of such violence;

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[7] A/58/99-E/2003/94, annex II.

24. *Recognizes* the Guiding Principles on Internal Displacement [8] as an important international framework for the protection of internally displaced persons, encourages Member States and humanitarian agencies to continue to work together in endeavours to provide a more predictable response to the needs of internally displaced persons, and in this regard calls for international support, upon request, for capacity-building efforts of States;

25. *Calls upon* all States and parties in complex humanitarian emergencies, in particular in armed conflict and in post-conflict situations, in countries in which humanitarian personnel are operating, in conformity with the relevant provisions of international law and national laws, to cooperate fully with the United Nations and other humanitarian agencies and organizations and to ensure the safe and unhindered access of humanitarian personnel, as well as delivery of supplies and equipment, in order to allow them to efficiently perform their task of assisting affected civilian populations, including refugees and internally displaced persons;

26. *Decides* to designate 19 August as World Humanitarian Day in order to contribute to increasing public awareness about humanitarian assistance activities worldwide and the importance of international cooperation in this regard, as well as to honour all humanitarian and United Nations and associated personnel who have worked in the promotion of the humanitarian cause and those who have lost their lives in the cause of duty, and invites all Member States and the entities of the United Nations system, within existing resources, as well as other international organizations and non-governmental organizations, to observe it annually in an appropriate manner;

27. *Requests* the Secretary-General to report to the General Assembly at its sixty-fourth session, through the Economic and Social Council at its substantive session of 2009, on progress made in strengthening the coordination of emergency humanitarian assistance of the United Nations and to submit a report to the Assembly on the detailed use of the Central Emergency Response Fund.

68th plenary meeting
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[8] E/CN.4/1998/53/Add.2, annex.

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Resolution adopted by the General Assembly

[*without reference to a Main Committee (A/63/L.50 and Add.1)*]

63/140. Assistance to the Palestinian people

The General Assembly,

Recalling its resolution 62/93 of 17 December 2007, as well as previous resolutions on the question,

Recalling also the signing of the Declaration of Principles on Interim Self-Government Arrangements in Washington, D.C., on 13 September 1993, by the Government of the State of Israel and the Palestine Liberation Organization, the representative of the Palestinian people,[1] and the subsequent implementation agreements concluded by the two sides,

Recalling further all relevant international law, including humanitarian and human rights law, and, in particular, the International Covenant on Civil and Political Rights,[2] the International Covenant on Economic, Social and Cultural Rights,[2] the Convention on the Rights of the Child,[3] and the Convention on the Elimination of All Forms of Discrimination against Women,[4]

Gravely concerned at the deterioration in the living conditions of the Palestinian people, in particular women and children, throughout the occupied Palestinian territory, which constitutes a mounting humanitarian crisis,

Conscious of the urgent need for improvement in the economic and social infrastructure of the occupied territory,

Welcoming, in this context, the development of projects, notably on infrastructure, to revive the Palestinian economy and improve the living conditions of the Palestinian people, stressing the need to create the appropriate conditions to facilitate the implementation of these projects, and noting the contribution of partners in the region and the international community,

Aware that development is difficult under occupation and is best promoted in circumstances of peace and stability,

Noting the great economic and social challenges facing the Palestinian people and their leadership,

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[1] A/48/486-S/26560, annex.

[2] See resolution 2200 A (XXI), annex.

[3] United Nations, *Treaty Series*, vol. 1577, No. 27531.

[4] Ibid., vol. 1249, No. 20378.

Emphasizing the importance of the safety and well-being of all people, in particular women and children, in the whole Middle East region,

Deeply concerned about the negative impact, including the health and psychological consequences, of violence on the present and future well-being of children in the region,

Conscious of the urgent necessity for international assistance to the Palestinian people, taking into account the Palestinian priorities,

Expressing grave concern about the humanitarian situation in Gaza, and underlining the importance of emergency and humanitarian assistance,

Welcoming the results of the Conference to Support Middle East Peace, convened in Washington, D.C., on 1 October 1993, the establishment of the Ad Hoc Liaison Committee for the Coordination of the International Assistance to Palestinians and the work being done by the World Bank as its secretariat and the establishment of the Consultative Group, as well as all follow-up meetings and international mechanisms established to provide assistance to the Palestinian people,

Underlining the importance of the International Donors' Conference for the Palestinian State, held in Paris on 17 December 2007, in mobilizing donors to provide financial and political support for the Palestinian Authority and, in the meantime, also to provide assistance to alleviate the socio-economic and humanitarian situation being faced by the Palestinian people, and welcoming the meetings of the Ad Hoc Liaison Committee for the Coordination of the International Assistance to Palestinians, held in London on 2 May 2008 and in New York on 22 September 2008,

Welcoming the plan to resume the activities of the Joint Liaison Committee, which provides a forum in which economic policy and practical matters related to donor assistance are discussed with the Palestinian Authority,

Stressing the need for the full engagement of the United Nations in the process of building Palestinian institutions and in providing broad assistance to the Palestinian people, and welcoming in this regard the support provided to the Palestinian Authority by the Task Force on Palestinian Reform, established by the Quartet in 2002,

Welcoming the outcome of the Berlin Conference in Support of Palestinian Civil Security and the Rule of Law, held on 24 June 2008, and calling for its speedy implementation,

Welcoming also the convening of the Palestine Investment Conference, held in Bethlehem from 21 to 23 May 2008, aimed at promoting an enabling environment for Palestinian private sector growth and development,

Welcoming further the action of the Special Representative of the Quartet, Tony Blair, charged with developing, with the Government of the Palestinian Authority, a multi-year agenda to strengthen institutions, promote economic development and mobilize international funds,

Welcoming the continuing calm between Gaza and southern Israel, and expressing hope that this calm will persist and result in further relief for the civilian population of Gaza, including the regular opening of the crossings for the movement of persons and goods, for both humanitarian and commercial flows,

Noting the active participation of the United Nations Special Coordinator for the Middle East Peace Process and Personal Representative of the Secretary-General to the Palestine Liberation Organization and the Palestinian Authority in the activities of the Special Envoys of the Quartet,

Welcoming the endorsement by the Security Council, in its resolution 1515 (2003) of 19 November 2003, of the performance-based road map to a permanent two-State solution to the Israeli-Palestinian conflict,[5] and stressing the need for its implementation and compliance with its provisions,

Noting the Israeli withdrawal from the Gaza Strip in 2005 and parts of the northern West Bank as a step towards implementation of the road map,

Commending the continuous efforts made by both parties since the convening of the international conference in Annapolis, United States of America, on 27 November 2007, in order to reach an agreement as soon as possible, so as to ensure the establishment of an independent, democratic and viable Palestinian state, living in peace and security alongside Israel,

Having considered the report of the Secretary-General,[6]

Expressing grave concern about the continuation of the tragic and violent events that have led to many deaths and injuries, including among children and women,

1. *Takes note* of the report of the Secretary-General;[6]

2. *Expresses its appreciation* to the Secretary-General for his rapid response and efforts regarding assistance to the Palestinian people;

3. *Also expresses its appreciation* to the Member States, United Nations bodies and intergovernmental, regional and non-governmental organizations that have provided and continue to provide assistance to the Palestinian people;

4. *Stresses* the importance of the work of the United Nations Special Coordinator for the Middle East Peace Process and Personal Representative of the Secretary-General to the Palestine Liberation Organization and the Palestinian Authority and of the steps taken under the auspices of the Secretary-General to ensure the achievement of a coordinated mechanism for United Nations activities throughout the occupied territories;

5. *Urges* Member States, international financial institutions of the United Nations system, intergovernmental and non-governmental organizations and regional and interregional organizations to extend, as rapidly and as generously as possible, economic and social assistance to the Palestinian people, in close cooperation with the Palestine Liberation Organization and through official Palestinian institutions;

6. *Welcomes*, in this regard, the meeting of the Ad Hoc Liaison Committee for the Coordination of the International Assistance to Palestinians and the significant results of the Paris International Donors' Conference for the Palestinian State which succeeded in mobilizing the international community and led to the disbursement of 1.36 billion United States dollars in budgetary support as of 22 September 2008;

7. *Stresses* the importance of following up on the results of the Paris Conference, including calls upon donors that have not yet converted their budget support pledges into disbursements to transfer funds as soon as possible, encourages all donors to increase their direct assistance to the Palestinian Authority in accordance with its government programme in order to enable it to build a viable and prosperous Palestinian state, underlines the need for equitable burden sharing

[5] S/2003/529, annex.

[6] A/63/75-E/2008/52.

by donors in this effort, and encourages donors to consider aligning funding cycles with the Palestinian Authority's national budget cycle;

8. *Calls upon* relevant organizations and agencies of the United Nations system to intensify their assistance in response to the urgent needs of the Palestinian people in accordance with priorities set forth by the Palestinian side;

9. *Calls upon* the international community to provide urgently needed assistance and services in an effort to alleviate the dire humanitarian situation being faced by Palestinian women, children and their families and to help in the reconstruction of relevant Palestinian institutions;

10. *Stresses* the role that all funding instruments, including the European Commission's Palestinian-European Mechanism for the Management of Socio-Economic Aid and the World Bank trust fund, have been playing in directly assisting the Palestinian people;

11. *Urges* Member States to open their markets to exports of Palestinian products on the most favourable terms, consistent with appropriate trading rules, and to implement fully existing trade and cooperation agreements;

12. *Calls upon* the international donor community to expedite the delivery of pledged assistance to the Palestinian people to meet their urgent needs;

13. *Stresses*, in this context, the importance of ensuring free humanitarian access to the Palestinian people and the free movement of persons and goods;

14. *Also stresses* the need for the full implementation by both parties of the Agreement on Movement and Access and of the Agreed Principles for the Rafah Crossing, of 15 November 2005, to allow for the freedom of movement of the Palestinian civilian population, as well as for imports and exports, within and into and out of the Gaza Strip;

15. *Urges* the international donor community, United Nations agencies and organizations and non-governmental organizations to extend to the Palestinian people, as rapidly as possible, emergency economic assistance and humanitarian assistance, particularly in the Gaza Strip, to counter the impact of the current crisis;

16. *Stresses* the need for the continued implementation of the Paris Protocol on Economic Relations of 29 April 1994, fifth annex to the Israeli-Palestinian Interim Agreement on the West Bank and the Gaza Strip, signed in Washington, D.C., on 28 September 1995,[7] including with regard to the full, prompt and regular transfer of Palestinian indirect tax revenues;

17. *Requests* the Secretary-General to submit a report to the General Assembly at its sixty-fourth session, through the Economic and Social Council, on the implementation of the present resolution, containing:

(*a*) An assessment of the assistance actually received by the Palestinian people;

(*b*) An assessment of the needs still unmet and specific proposals for responding effectively to them;

[7] A/51/889-S/1997/357, annex.

18. *Decides* to include in the provisional agenda of its sixty-fourth session the sub-item entitled "Assistance to the Palestinian people".

68th plenary meeting
11 December 2008

General Assembly

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Sixty-third session
Agenda item 65 (*a*)

Resolution adopted by the General Assembly

[*without reference to a Main Committee (A/63/L.53 and Add.1)*]

63/141. International cooperation on humanitarian assistance in the field of natural disasters, from relief to development

The General Assembly,

Reaffirming its resolution 46/182 of 19 December 1991, the annex to which contains the guiding principles for the strengthening of the coordination of emergency humanitarian assistance of the United Nations system, as well as all its resolutions on international cooperation on humanitarian assistance in the field of natural disasters, from relief to development, and recalling the resolutions of the humanitarian segments of the substantive sessions of the Economic and Social Council,

Recognizing the importance of the principles of neutrality, humanity, impartiality and independence for the provision of humanitarian assistance,

Welcoming the Hyogo Declaration,[1] the Hyogo Framework for Action 2005–2015: Building the Resilience of Nations and Communities to Disasters[2] and the common statement of the special session on the Indian Ocean disaster: risk reduction for a safer future,[3] as adopted by the World Conference on Disaster Reduction, held in Kobe, Hyogo, Japan, from 18 to 22 January 2005,

Emphasizing that the affected State has the primary responsibility in the initiation, organization, coordination and implementation of humanitarian assistance within its territory and in the facilitation of the work of humanitarian organizations in mitigating the consequences of natural disasters,

Emphasizing also the responsibility of all States to undertake disaster preparedness, response and early recovery efforts in order to minimize the impact of natural disasters, while recognizing the importance of international cooperation in support of the efforts of affected countries which may have limited capacities in this regard,

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[1] A/CONF.206/6 and Corr.1, chap. I, resolution 1.

[2] Ibid., resolution 2.

[3] A/CONF.206/6 and Corr.1, annex II.

Expressing its deep concern at the increasing challenges to Member States and to the United Nations humanitarian response capacity presented by the consequences of natural disasters, including the impact of climate change, and by the humanitarian implications of the current global food crisis,

Noting that local communities are the first responders in most disasters, and underlining the critical role played by in-country capacities in disaster risk reduction, including preparedness, response and recovery,

Recognizing the importance of international cooperation in support of the efforts of the affected States in dealing with natural disasters in all their phases, in particular in preparedness, response and the early recovery phase, and of strengthening the response capacity of countries affected by disaster,

Noting with appreciation the important role played by Member States, including developing countries, that have granted necessary and continued generous assistance to countries and peoples stricken by natural disasters,

Recognizing the significant role played by national Red Cross and Red Crescent societies, as part of the International Red Cross and Red Crescent Movement, in disaster preparedness and risk reduction, disaster response, rehabilitation and development,

Emphasizing the importance of addressing vulnerability and integrating risk reduction into all phases of natural disaster management, post-natural disaster recovery and development planning,

Recognizing that efforts to achieve economic growth, sustainable development and internationally agreed development goals, including the Millennium Development Goals, can be adversely affected by natural disasters, and noting the positive contribution that those efforts can make in strengthening the resilience of populations to such disasters,

Emphasizing, in this context, the important role of development organizations in supporting national efforts to mitigate the consequences of natural disasters,

1. *Takes note* of the report of the Secretary-General;[4]

2. *Expresses its deep concern* at the number and scale of natural disasters and their increasing impact, resulting in massive losses of life and property worldwide, in particular in vulnerable societies lacking adequate capacity to mitigate effectively the long-term negative social, economic and environmental consequences of natural disasters;

3. *Calls upon* States to fully implement the Hyogo Declaration[1] and the Hyogo Framework for Action 2005–2015: Building the Resilience of Nations and Communities to Disasters,[2] in particular those commitments related to assistance for developing countries that are prone to natural disasters and for disaster-stricken States in the transition phase towards sustainable physical, social and economic recovery, for risk-reduction activities in post-disaster recovery and for rehabilitation processes;

4. *Calls upon* all States to adopt, where required, and to continue to implement effectively, necessary legislative and other appropriate measures to mitigate the effects of natural disasters and integrate disaster risk reduction

[4] A/63/277.

strategies into development planning, and in this regard requests the international community to continue to assist developing countries as well as countries with economies in transition, as appropriate;

5. *Encourages* Member States and, where applicable, regional organizations to strengthen operational and legal frameworks for international disaster relief, taking into account, as appropriate, the Guidelines for the Domestic Facilitation and Regulation of International Disaster Relief and Initial Recovery Assistance, adopted at the Thirtieth International Conference of the Red Cross and Red Crescent, held from 26 to 30 November 2007;

6. *Welcomes* the effective cooperation among the affected States, relevant bodies of the United Nations system, donor countries, regional and international financial institutions and other relevant organizations, such as the International Red Cross and Red Crescent Movement, and civil society, in the coordination and delivery of emergency relief, and stresses the need to continue such cooperation and delivery throughout relief operations and medium- and long-term rehabilitation and reconstruction efforts, in a manner that reduces vulnerability to future natural hazards;

7. *Reiterates* the commitment to support the efforts of countries, in particular developing countries, to strengthen their capacities at all levels in order to prepare for and respond rapidly to natural disasters and mitigate their impact;

8. *Urges* Member States to develop, update and strengthen disaster preparedness and risk reduction measures at all levels, in accordance with priority five of the Hyogo Framework for Action, taking into account their own circumstances and capacities and in coordination with relevant actors, as appropriate, and encourages the international community and relevant United Nations entities to continue to support national efforts in this regard;

9. *Encourages* Member States to consider elaborating and presenting to the International Strategy for Disaster Reduction secretariat their national platforms for disaster reduction in accordance with the Hyogo Framework for Action, and also encourages States to cooperate with each other to reach this objective;

10. *Stresses* that, to increase further the effectiveness of humanitarian assistance, particular international cooperation efforts should be undertaken to enhance and broaden further the utilization of national and local capacities and, where appropriate, of regional and subregional capacities of developing countries for disaster preparedness and response, which may be made available in closer proximity to the site of a disaster, and more efficiently and at lower cost;

11. *Also stresses*, in this context, the importance of strengthening international cooperation, particularly through the effective use of multilateral mechanisms, in the timely provision of humanitarian assistance through all phases of a disaster, from relief and recovery to development, including the provision of adequate resources;

12. *Takes note* that a review of the Central Register of Disaster Management Capacities, planned for 2009, is expected to assess its value added and user satisfaction, and requests the Secretary-General to report on its findings;

13. *Reaffirms* the role of the Office for the Coordination of Humanitarian Affairs of the Secretariat as the focal point within the overall United Nations system for advocacy for and coordination of humanitarian assistance among United Nations humanitarian organizations and other humanitarian partners;

14. *Welcomes*, so as to increase further the effectiveness of humanitarian assistance, the incorporation of experts from developing countries that are prone to natural disasters into the United Nations Disaster Assessment and Coordination system, and the work of the International Search and Rescue Advisory Group in assisting such countries in strengthening urban search and rescue capacities and establishing mechanisms for improving their coordination of national and international response in the field, and recalls in this regard its resolution 57/150 of 16 December 2002 entitled "Strengthening the effectiveness and coordination of international urban search and rescue assistance";

15. *Recognizes* that information and telecommunication technology can play an important role in disaster response, encourages Member States to develop emergency response telecommunication capacities, and encourages the international community to assist the efforts of developing countries in this area, where needed, including in the recovery phase;

16. *Encourages* States that have not acceded to or ratified the Tampere Convention on the Provision of Telecommunication Resources for Disaster Mitigation and Relief Operations,[5] to consider doing so;

17. *Encourages* the further use of space-based and ground-based remote-sensing technologies, as well as the sharing of geographical data, for the prevention, mitigation and management of natural disasters, where appropriate, and invites Member States to continue to provide their support to the consolidation of the United Nations capability in the area of satellite-derived geographical information for early warning, preparedness, response and early recovery;

18. *Encourages* Member States, relevant United Nations organizations and international financial institutions to enhance the global capacity for sustainable post-disaster recovery in areas such as coordination with traditional and non-traditional partners, identification and dissemination of lessons learned, development of common tools and mechanisms for recovery needs assessment, strategy development and programming, and incorporation of risk reduction into all recovery processes, and welcomes the ongoing efforts to this end;

19. *Encourages* Member States and relevant regional and international organizations to identify and improve the dissemination of best practices for improving disaster preparedness, response and early recovery and to scale up successful local initiatives, as appropriate;

20. *Requests* the United Nations system to improve its coordination of disaster recovery efforts, from relief to development, inter alia, by strengthening institutional, coordination and strategic planning efforts in disaster recovery, in support of national authorities;

21. *Calls upon* relevant United Nations humanitarian and development organizations, in consultation with Member States, to strengthen tools and mechanisms to ensure that early recovery needs and support are considered part of the planning and implementation of humanitarian response and development cooperation activities, as appropriate;

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[5] United Nations, *Treaty Series*, vol. 2296, No. 40906.

22. *Calls upon* the United Nations system and other humanitarian actors to improve the dissemination of tools and services to support enhanced disaster risk reduction;

23. *Calls upon* relevant United Nations humanitarian and development organizations to continue efforts to ensure continuity and predictability in their response and to further improve coordination in recovery processes in support of the efforts of national authorities;

24. *Emphasizes* the need to mobilize adequate, flexible and sustainable resources for recovery, preparedness and disaster risk reduction activities;

25. *Stresses* the importance of rapid access to funds to ensure a more predictable and timely United Nations response to humanitarian emergencies, and welcomes in this regard the achievements of the Central Emergency Response Fund and its contribution to the promotion and enhancement of early humanitarian response;

26. *Calls upon* all Member States and invites the private sector and all concerned individuals and institutions to consider increasing voluntary contributions to the Central Emergency Response Fund, and emphasizes that contributions should be additional to current commitments to humanitarian programming and not to the detriment of resources made available for international cooperation for development;

27. *Invites* Member States, the private sector and all concerned individuals and institutions to consider voluntary contributions to other humanitarian funding mechanisms;

28. *Requests* the Secretary-General to continue to improve the international response to natural disasters and to report thereon to the General Assembly at its sixty-fourth session, and to include in his report, within existing resources, an analysis of the possible gaps existing in the assistance provided in the period between emergency relief and development, taking into account information provided by Member States and relevant United Nations entities, with a view to formulating recommendations on how to address any problems identified in a systematic manner and to ensuring sustainable solutions, particularly in rehabilitation and reconstruction.

68th plenary meeting
11 December 2008